### THE LINES ED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Giroir et al.

Serial No: 09/991,603

Filed: November 23, 2001

For: Therapeutic Uses of BPI Protein Products for Human Meningococcemia

Group Art Unit: 1654

Examiner: To be assigned

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In compliance with 37 C.F.R. §1.97 and the duty of disclosure under 37 C.F.K. §1.56, the attached form PTO-1449 is bereby submitted by Applicants for consideration in connection with the above-identified patent application. Pursuant to 37 C.F.R. §1.98(1), copies of the documents cited on the PTO-1449 form are not being provided because they were previously cited by or submitted to the Patent Office in grandparent application U.S. Serial No. 08/927.437 and great-grandparent application U.S. Serial No. 08/644,287, from which priority is claimed under 35 U.S.C. §120. Should the Examiner desire additional copies of the documents, Applicants will provide them upon request.

This information disclosure statement is not intended to be an admission that a search has been made, that other relevant art does not exist, or that any of the information disclosed herein constitutes prior art under 35 U.S.C. §102 or 35 U.S.C. §103.

This information disclosure statement is submitted before receipt of a first official action on the merits and consequently should be considered by the Patent Office without payment of a fee [see 37 C.F.R. §1.97(b)]. However, should the Patent Office determine that a fee is due for consideration of this information disclosure statement and accompanying publications, the Patent Office is hereby authorized to charge said fee to Deposit Account No. 13-2855.

Respectfully submitted,

## MARSHALL, GERSTEIN & BORUN

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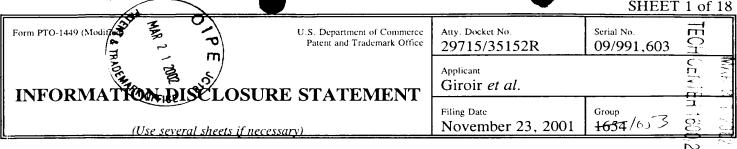
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March 15, 2002 Chicago, Illinois



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Atty. Docket No. 29715/35152R

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Atty. Docket No. 29715/35152R Serial No. 09/991,603

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Applicant

Giroir et al.

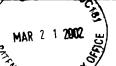
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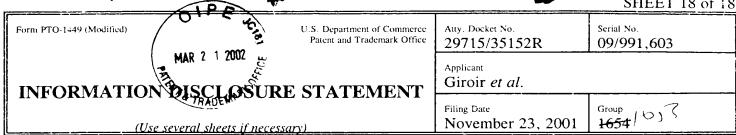
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